

1 Dana N. Gwaltney (SBN 209530)  
dgwaltney@shb.com  
2 Mia O. Solvesson (SBN 246291)  
msolvesson@shb.com  
3 SHOOK, HARDY & BACON L.L.P.  
333 Bush Street, Suite 600  
4 San Francisco, California 94104-2828  
Telephone: 415.544.1900  
5 Facsimile: 415.391.0281

6 Attorneys for Defendants  
GUIDANT CORPORATION, GUIDANT SALES  
7 CORPORATION, CARDIAC PACEMAKERS, INC., and  
BOSTON SCIENTIFIC CORPORATION

8 UNITED STATES DISTRICT COURT  
9  
10 NORTHERN DISTRICT OF CALIFORNIA

11 SETA SAAD and CHRISTIAN E. SAAD,  
12 individually and as representatives of the Estate  
of RAYMOND SAAD,

13 Plaintiffs,

14 vs.

15 GUIDANT CORPORATION; GUIDANT  
16 SALES CORPORATION; CARDIAC  
PACEMAKERS, INC.; BOSTON SCIENTIFIC  
17 CORPORATION; ASHLEY & MCMULLEN-  
WING SUN MORTUARY, a business entity  
18 form unknown; ASHLEY & MCMULLEN, a  
business entity form unknown; and DOES 1  
19 through 20, inclusive,

20 Defendants.

Case No. C 08-0053-PJH

**[PROPOSED] ORDER DENYING  
PLAINTIFFS' MOTION FOR REMAND**

1 Plaintiff's Motion to Remand came on for hearing before this Court on February 20,  
2 2008. Upon consideration of all the papers filed in connection therewith, and the arguments of  
3 counsel, as well as all other papers on file in this action, Plaintiff's Motion to Remand is hereby  
4 DENIED.

5  
6 IT IS SO ORDERED.

7 Dated: \_\_\_\_\_

8 HON. PHYLLIS J. HAMILTON  
UNITED STATES DISTRICT JUDGE